

EXHIBIT 2

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EXHIBIT 2

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WAYMO LLC,)
)
Plaintiff,)
)
vs.) Case No.
) 3:17-cv-00939-WHA
UBER TECHNOLOGIES, INC.,)
OTTOMOTTO LLC; OTTO)
TRUCKING LLC,)
)
Defendants.)

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VIDEOTAPED DEPOSITION OF LIOR RON
San Francisco, California
Monday, June 19, 2017
Volume I

Reported by:
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CSR No. 5111
Job No. 2641996

PAGES 1 - 311

Page 1

1 Q Have you talked -- spoken with Mr.
2 Levandowski regarding Otto Trucking's business since
3 he was terminated by Uber?

4 A Probably at -- at the high level, we have.

5 Q About what? 05:30:11

6 A Well, I mean, some of those -- or, I guess,
7 most of those are privileged, because the Otto
8 Trucking -- this was part of the conversation with
9 Otto Trucking lawyers.

10 Q Okay. Outside of discussions with Otto 05:30:34
11 Trucking lawyers, have you had any discussions
12 concerning Otto Trucking business since Mr.
13 Levandowski was fired?

14 A Well, I do remember I mentioned some of the
15 concerns by the employees. 05:31:00

16 Q Oh. Fair enough. That was a poor
17 question.

18 Outside of discussions with Otto Trucking
19 lawyers, have you had any discussions with Mr.
20 Levandowski concerning Otto Trucking since Mr. 05:31:22
21 Levandowski was fired?

22 A I do think I had at least one discussion on
23 Otto Trucking.

24 Q Okay. When was that?

25 A Probably about a week to two ago. 05:31:42

Page 232

1 Q Okay. And what was that about?

2 A That was on -- mostly, I think, around the
3 communication by Uber about Otto Trucking.

4 Q And what did -- what did you say to him and
5 what did he say to you? 05:32:07

6 A Well, I've shared what Uber communicated to
7 me on Otto Trucking. And he -- he listened. I'm
8 trying to think what did he respond. I don't recall
9 the exact response.

10 Q Okay. Well, what -- what did you tell him 05:32:47
11 that Uber had communicated to you regarding Otto
12 Trucking?

13 MR. HUME: I'm just going to object only if
14 you were conveying what Uber's lawyers conveyed to
15 you in a privileged conversation. Otherwise, you 05:33:02
16 can answer.

17 THE WITNESS: I'm sorry, can you repeat
18 that?

19 MR. PERLSON: Well, he's already said that
20 he communicated it to Levandowski after he was 05:33:10
21 fired, so, I mean, are you really going to say that
22 the privilege -- any privilege that he -- that he
23 said was maintained?

24 MR. HUME: Okay. I'll withdraw the
25 objection. 05:33:24

1 THE WITNESS: So -- so can you repeat the
2 question?

3 BY MR. PERLSON:

4 Q What did you tell Mr. Levandowski that Uber
5 had communicated to you regarding Otto Trucking? 05:33:30

6 A Well, I shared with him that Uber
7 communicated to me that potentially because of his
8 termination there will be some affect to the future
9 profit of Otto Trucking.

10 Q Okay. And that's it? 05:33:47

11 A Mm-hmm. That was mostly, yes, what I
12 shared --

13 Q Okay. You don't remember --

14 A -- that content.

15 Q -- anything else that was shared in that 05:33:55
16 regard?

17 A No, not that I recall. I shared both the
18 employee concerns about, you know, the future deal,
19 and then I've shared what Uber communicated to me
20 about the potential reduction in the profit in the 05:34:17
21 future.

22 Q And what was his response?

23 A I don't recall the specifics. He was -- he
24 was interesting in hearing that employees were
25 concerned about that. 05:34:54

1 Q Was he concerned about that?

2 A That was actually -- I mean, to some
3 degree, but I think actually he was more just
4 sharing his discomfort from the situation.

5 Q How did he express his discomfort with the 05:35:22
6 situation?

7 A He just felt, I think, bad for some of
8 the -- just the employees, and sort of a bit maybe
9 apologetic for sort of that to even, you know, be an
10 issue for the employees. 05:35:40

11 Q And what would he be apologetic for?

12 MR. PATCHEN: Object to the form.

13 THE WITNESS: He was just sort of showing,
14 I think, what I -- what I got is some sincere
15 concern for the employees and their concerns. We 05:35:54
16 did not discuss any specific matter or sort of any
17 of the history that that assumes.

18 BY MR. PERLSON:

19 Q So who was it at Uber who had communicated
20 to you that the -- the profit sharing at -- for Otto 05:36:11
21 Trucking could be affected by Mr. Levandowski's
22 termination?

23 A I believe that was [REDACTED].

24 Q Okay.

25 A And [REDACTED]. 05:36:39

1 documents to Google?

2 A I mean, again, I'm not aware of any
3 documents that he possess, and I'm definitely not in
4 a position to know what he might or might not do
5 with those if he possesses them. 06:58:47

6 Q Okay. My question is: Are you aware of
7 anything that would prevent Mr. Levandowski from, as
8 the majority shareholder of Otto Trucking, deciding
9 to return documents that he stole from Google if, in
10 fact, he possessed them? 06:59:02

11 MR. PATCHEN: Objection as to form.

12 THE WITNESS: It's hard for me to know that
13 possibility. Like I'm not --

14 BY MR. PERLSON:

15 Q So you don't know? Just say "I don't know" 06:59:15
16 if you don't know.

17 A Well, it's not that I don't know. It's
18 hard for me to think through that scenario and
19 understand what you're actually asking me about him.
20 I'm sorry. 06:59:26

21 Q Well, you were able to ask [sic] Uber's
22 counsel's questions as to what Otto Trucking could
23 or could not do, and so I want you to answer my
24 questions as to what Otto Trucking could or could
25 not do. 06:59:37

1 Could Mr. Levandowski, as the majority
2 shareholder of Otto Trucking, decide on his own to
3 return documents to Google that he stole from Google
4 if he wanted to?

5 MR. PATCHEN: Objection as to form. 06:59:47

6 THE WITNESS: From a -- maybe I'm missing
7 some of the distinctions, so my apologies, but as
8 a -- on a personal perspective, if that eventual --
9 if that scenario has any resemblance in reality, he
10 might or might not on a personal level. I'm just 07:00:07
11 not sure what's the connection to Otto Trucking and
12 any actions Otto Trucking can take as an entity.

13 BY MR. PERLSON:

14 Q Your job here is not to interpret why I'm
15 asking questions. 07:00:22

16 A Yes.

17 Q Your job is to answer my questions.

18 A Okay.

19 Q And I have now asked you several times to
20 answer a question in relation to a question that you 07:00:27
21 were able to very easily answer by Uber's counsel.
22 So I'll ask you again: Is there any reason why Mr.
23 Levandowski, acting as the majority shareholder in
24 Otto Trucking, could not return documents that he
25 stole from Google if he has them? 07:00:41

1 I, the undersigned, a Certified Shorthand
2 Reporter of the State of California, do hereby
3 certify:

4 That the foregoing proceedings were taken
5 before me at the time and place herein set forth;
6 that any witnesses in the foregoing proceedings,
7 prior to testifying, were duly sworn; that a record
8 of the proceedings was made by me using machine
9 shorthand which was thereafter transcribed under my
10 direction; that the foregoing transcript is a true
11 record of the testimony given.

12 Further, that if the foregoing pertains to
13 the original transcript of a deposition in a Federal
14 Case, before completion of the proceedings, review
15 of the transcript [X] was [] was not requested.

16 I further, certify I am neither financially
17 interested in the action nor a relative or employee
18 of any attorney or party to this action.

19 IN WITNESS WHEREOF, I have this date
20 subscribed my name.

21 Dated: June 20, 2019

22
23 

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